

REMARKS

The Examiner's Office Action of November 22, 2005 has been carefully reviewed. All pending claims currently stand rejected. Specifically, Claim 6 stands rejected under 35 U.S.C § 102(b) as being anticipated by Leonard et al. (U.S. Pat. 6,063,044). Additionally, claims 1 and 3-5 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-4 of U.S. Pat. 6,659,967. Finally, claim 2 stands rejected on the basis of nonstatutory obviousness-type double patenting over claim 1 of U.S. Pat. 6,659,967 in view of Mocny (U.S. Pat. 5,224,469).

In response, Applicant has cancelled claim 6. Therefore, the Examiner's rejection of this claim is not addressed herein. Furthermore, Applicant is submitting herewith a terminal disclaimer under 37 CFR 1.321(b). Applicant believes that this disclaimer overcomes the deficiencies in the previous terminal disclaimer submitted on September 7, 2005, and that it therefore overcomes the double patenting rejections issued by the Examiner relative to claims 1, 3-5 and 2. Thus, Applicant believes that all pending claims are now in a condition for allowance.

Finally, Applicant submits herewith an Information Disclosure Statement, which lists all patents and articles believed to be relevant to the examination of this application. In accordance with the Examiner's prior request, all references have been listed on PTO Form 1449. Applicant requests that these references be considered by the Examiner.



Accordingly, all grounds for objection and rejection are deemed overcome.

Should any additional points remain, the Examiner can call the undersigned collect to discuss any of the issues addressed in this Amendment.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael J. Colitz, III".

Michael J. Colitz, III
Registration No. 37,010
Holland & Knight LLP
Suite 4100
100 North Tampa Street
Tampa, Florida 33602
Telephone: 813/227-8500
Facsimile: 813/229-0134

CERTIFICATE OF MAILING

I HEREBY CERTIFY that the foregoing was placed in an envelope and mailed via first class mail, postage paid, to the Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this the 22nd day of March, 2006.

The Commissioner is hereby authorized to charge any additional fees which may be required at any time during the prosecution of this application without specific authorization, or credit any overpayment, to Deposit Account Number 50-1667.

A handwritten signature in black ink, appearing to read "Michael J. Colitz, III".